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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CLAUDIA QUINBY,

Plaintiff,

Case No. 04 Civ. 7406 (WHP)(HP)

(ECF Case)

WESTLB AG,

STIPULATION AND ORDER

Defendant.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties, that the above entitled action (including all claims for attorney's fees and costs) be discontinued with prejudice and without costs to either party and that an order to that effect may be entered without further notice. This Stipulation may be filed with the Clerk of the Court without further notice.

I hereby consent to the form and entry of the within stipulation.

Dated: New York, New York October 31, 2008

OUTTEN & GOLDEN LLP

Kathleen Peratis (KP 2118) 3 Park Avenue, 29th Floor New York, NY 10016

(212) 869-1940

Attorneys for Plaintiff Claudia Quinby

MCDERMOTT WILL & EMERY LLP

Joel E. Cohen (JEC 5312)

340 Madison Ave. New York, NY 10173

(212) 547-5400

Attorneys for Defendant WestLB AG

SO ORDERED

Hon. William H. Pauley III, U.S.D.J.

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